IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No. 59272-M of 2006

DATE OF DECISION: NOVEMBER 16, 2006

Hoshiar Singh

...PETITIONER

VERSUS

State of Haryana

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.R.N.Lohan, Advocate,
for the petitioner.
Mr.M.S.Sindhu, DAG, Haryana.

...

Petitioner apprehending his arrest in a non-bailable offence in case FIR No.169 dated 6.7.2006 registered under Sections 323/324/325/326/34 IPC at Police Station Sadar, Narwana, District Jind, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that as the petitioner had received multiple injuries, an FIR was registered against the accused. Subsequently, on the statement of one Dharambir, a cross-version was recorded, according to which ,only one injury below the knee of the right leg of Karan Singh has been attributed to the petitioner.

Counsel for the petitioner further contends in terms of the interim order dated September 26, 2006, the petitioner has joined the investigation. Counsel for the respondent-State does not dispute this fact and further on instructions from HC Krishan Kumar states that the petitioner is no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated September 26, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

November 16, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE